

HOUSE JOURNAL

SEVENTY-EIGHTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

TWELFTH DAY — WEDNESDAY, FEBRUARY 5, 2003

The house met at 10 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 17).

Present — Mr. Speaker; Allen; Alonzo; Bailey; Baxter; Berman; Bohac; Bonnen; Branch; Brown, B.; Brown, F.; Callegari; Campbell; Canales; Capelo; Casteel; Chavez; Chisum; Christian; Coleman; Cook, B.; Cook, R.; Crabb; Crownover; Davis, J.; Davis, Y.; Delisi; Denny; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Eiland; Eissler; Elkins; Ellis; Farabee; Farrar; Flores; Flynn; Gallego; Garza; Gattis; Geren; Giddings; Goodman; Goolsby; Griggs; Grusendorf; Guillen; Gutierrez; Haggerty; Hamilton; Hamric; Hardcastle; Harper-Brown; Hartnett; Heflin; Hegar; Hilderbran; Hill; Hochberg; Hodge; Homer; Hope; Hopson; Howard; Hughes; Hunter; Hupp; Isett; Jones, D.; Jones, E.; Jones, J.; Keel; Keffer, B.; Keffer, J.; King; Kolkhorst; Krusee; Kuempel; Laney; Laubenberg; Luna; Mabry; Madden; Marchant; McCall; McReynolds; Merritt; Miller; Moreno, J.; Moreno, P.; Morrison; Mowery; Naishtat; Nixon; Oliveira; Olivo; Paxton; Peña; Phillips; Pickett; Pitts; Quintanilla; Rangel; Raymond; Reyna; Ritter; Rodriguez; Rose; Seaman; Smith, W.; Smithee; Solis; Solomons; Stick; Swinford; Talton; Taylor; Telford; Thompson; Truitt; Turner; Van Arsdale; Villarreal; West; Wilson; Wise; Wohlgemuth; Wolens; Wong; Woolley; Zedler.

Absent, Excused — Burnam; Castro; Corte; Martinez Fischer; McClendon; Menendez; Mercer; Puente; Riddle; Uresti.

Absent — Dawson; Lewis; Noriega; Smith, T.

The invocation was offered by Reverend Stockton Williams, pastor, St. Peter's Episcopal Church, Kerrville, as follows:

Heavenly Father, we thank you for the blessing of living in this, the greatest state, beautiful Texas, where we "can live on the plains, hills, or mountains, or down where the sea breezes blow."

We thank you that you have blessed us with this good land for our heritage, with abundant resources in material and people.

We continue to lift up in prayer the families of the seven astronauts who had "The Right Stuff" and who recently gave their lives in the pursuit of exploration and the advancement of human knowledge.

And we pray for all the men and women of our armed forces at home and abroad. Defend them daily by your heavenly grace, and grant them a sense of your presence wherever they may be.

Father, help us remember that you are the fountain of wisdom; that your will is good and gracious, and your law is truth. We ask you so to guide and bless our representatives now assembled in the legislature of the great State of Texas, so that they may enact such laws that please you, to the glory of your name and to the welfare and justice of all Texans.

Through Jesus Christ our Lord. Amen.

LEAVES OF ABSENCE GRANTED

The following members were granted leaves of absence for today because of important business in the district:

Burnam on motion of Rodriguez.

Castro on motion of Goolsby.

Corte on motion of B. Keffer.

Martinez Fischer on motion of Peña.

McClendon on motion of Goolsby.

Menendez on motion of Rose.

Mercer on motion of Peña.

Puente on motion of Goolsby.

Riddle on motion of Hughes.

Uresti on motion of Goolsby.

CAPITOL PHYSICIAN

The speaker recognized Representative Taylor who presented Dr. Warren T. Longmire of Hitchcock as the "Doctor for the Day."

The house welcomed Dr. Longmire and thanked him for his participation in the Physician of the Day Program sponsored by the Texas Academy of Family Physicians.

(Lewis now present)

HR 111 - ADOPTED (by Hunter)

Representative Hunter moved to suspend all necessary rules to take up and consider at this time **HR 111**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 111, Honoring Dr. John H. Russell for his selection as the 10th president of McMurry University in Abilene.

HR 111 was read and was adopted without objection.

INTRODUCTION OF GUEST

The speaker recognized Representative Hunter who introduced Dr. John H. Russell, president of McMurry University.

MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 1).

HR 122 - ADOPTED

(by Berman)

Representative Berman moved to suspend all necessary rules to take up and consider at this time **HR 122**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 122, Commending the Texas Region of Phi Theta Kappa for its service.

HR 122 was adopted without objection.

HR 139 - ADOPTED

(by Raymond)

Representative Raymond moved to suspend all necessary rules to take up and consider at this time **HR 139**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 139, Recognizing February 2003 as American Heart Month and honoring the American Heart Association, Texas Affiliate.

(T. Smith now present)

HR 139 was read and was adopted without objection.

(Dawson now present)

HR 104 - ADOPTED

(by Chavez, et al.)

Representative Chavez moved to suspend all necessary rules to take up and consider at this time **HR 104**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 104, Recognizing February 4, 2003, as Senior Day in Texas.

HR 104 was read and was adopted without objection.

On motion of Representative Mowery, the names of all the members of the house were added to **HR 104** as signers thereof.

HR 140 - ADOPTED
(by Quintanilla)

Representative Quintanilla moved to suspend all necessary rules to take up and consider at this time **HR 140**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 140, Honoring Luis Mata of El Paso for his involvement in political and civic affairs.

HR 140 was read and was adopted without objection.

INTRODUCTION OF GUEST

The speaker recognized Representative Quintanilla who introduced Luis Mata.

SCR 2 - ADOPTED
(Lewis - House Sponsor)

Representative Lewis moved to suspend all necessary rules to take up and consider at this time **SCR 2**.

The motion prevailed without objection.

The following resolution was laid before the house:

SCR 2, Congratulating John Younger of Midland on being selected as Top Hand by the Permian Basin Petroleum Association.

SCR 2 was adopted without objection.

HR 142 - ADOPTED
(by Dukes)

Representative Dukes moved to suspend all necessary rules to take up and consider at this time **HR 142**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 142, Commemorating the dedication of the Dr. Exalton and Wilhelmina Delco Activity Center in Austin.

(Wilson in the chair)

HR 142 was read and was adopted without objection.

On motion of Representative Edwards, the names of all the members of the house were added to **HR 142** as signers thereof.

HR 112 - ADOPTED
(by Merritt)

Representative Merritt moved to suspend all necessary rules to take up and consider at this time **HR 112**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 112, Recognizing the Sabine Valley Center for its service to the people of East Texas.

HR 112 was read and was adopted without objection.

On motion of Representative Hughes, the names of all the members of the house were added to **HR 112** as signers thereof.

HR 130 - ADOPTED

(by Lewis)

Representative Lewis moved to suspend all necessary rules to take up and consider at this time **HR 130**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 130, Honoring the rededication of the Christian Education Academy to Mrs. Claudia Anderson.

HR 130 was adopted without objection.

HCR 39 - ADOPTED

(by Lewis)

Representative Lewis moved to suspend all necessary rules to take up and consider at this time **HCR 39**.

The motion prevailed without objection.

The following resolution was laid before the house:

HCR 39, Honoring the Everman High School Bulldogs football team on their championship season.

HCR 39 was adopted without objection.

HCR 33 - ADOPTED

(by Lewis)

Representative Lewis moved to suspend all necessary rules to take up and consider at this time **HCR 33**.

The motion prevailed without objection.

The following resolution was laid before the house:

HCR 33, Recognizing Terrence Bunkley of Fort Worth for his selection as a finalist in the Discovery Channel Young Scientist Challenge.

HCR 33 was adopted without objection.

HR 120 - ADOPTED

(by Truitt)

Representative Truitt moved to suspend all necessary rules to take up and consider at this time **HR 120**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 120, Honoring Pfizer, Inc., on its 154th anniversary.

HR 120 was adopted without objection.

On motion of Representative Lewis, the names of all the members of the house were added to **HR 120** as signers thereof.

PROCLAMATION BY THE SPEAKER
APPOINTMENT OF PUBLIC SCHOOL FINANCE WORKING GROUP

The chair laid out and had read the following proclamation from the speaker:

The speaker announces the establishment of a working group on public school finance composed as follows: Representatives Grusendorf, Heflin, Hill, Marchant, and Wilson.

The purpose of the group, composed of the chairs of various committees with significant jurisdiction over elements of the means of financing Texas public schools, is to exchange ideas and information, and to advise the speaker, in regard to restructuring the Foundation School Program and particularly that component known as "Robin Hood" in which school districts are limited to a statutorily set equalized wealth level. The group may meet at mutually agreeable times and shall meet at the call of the speaker.

January 30, 2003

Tom Craddick
Speaker of the House

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Insurance, 2 p.m. today, E2.012, for a formal meeting, for initial organization.

ADJOURNMENT

Representative R. Cook moved that the house adjourn until 10 a.m. tomorrow in memory of Adela Lednicky, grandmother of Representative R. Cook.

The motion prevailed without objection.

The house accordingly, at 10:46 a.m., adjourned until 10 a.m. tomorrow.

ADDENDUM

MESSAGE FROM THE SENATE

The following message from the senate was today received by the house:

Message No. 1

MESSAGE FROM THE SENATE
SENATE CHAMBER
Austin, Texas
Wednesday, February 5, 2003

The Honorable Speaker of the House
House Chamber
Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

SCR 2 Bivins
Congratulating John Younger of Midland on being selected as Top Hand by the Permian Basin Petroleum Association.

Respectfully,
Patsy Spaw
Secretary of the Senate

